

RESOLUTION NO. 056-19

**A RESOLUTION AMENDING CERTAIN CITY FINANCE
DEPARTMENT ORDINANCES, AS THEY PERTAIN TO
FINANCIAL TRANSACTION LANGUAGE; AND DECLARING
AN EMERGENCY**

WHEREAS, certain Finance Department Ordinances require amendments pertaining to the type of financial transaction language therein. **Now Therefore**,

**BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NAPOLEON,
OHIO:**

Section 1. That, the following amendments to Ordinance No. 028-19 are hereby made:

The Title of Ordinance No. 028-19 shall now read as follows: AN ORDINANCE SUPPLEMENTING THE ANNUAL APPROPRIATION MEASURE (SUPPLEMENT NO. 21) FOR THE YEAR 2019; AND DECLARING AN EMERGENCY

Section 1 of Ordinance No. 28-19 shall now read as follows: That, the annual appropriation measure passed in Ordinance No. 072-18 for the fiscal year ending December 31, 2019 shall be supplemented (Supplement No. 21) as provided in Exhibit "A" (one page), attached hereto and made a part hereof.

The information contained in Ordinance No. 028-19, as sent to the Henry County Auditor as Amended Certificate Number 1 for the first quarter budget adjustment shall be amended to Amended Certificate Number 2 and resent upon the passage of this Resolution.

Section 2. That, Ordinance No. 039-19 shall be repealed in its entirety, and be replaced with the following language:

“ORDINANCE NO. 039-19

AN ORDINANCE AUTHORIZING THE FINANCE DIRECTOR
TO MAKE APPROPRIATION TRANSFERS (TRANSFER OF
APPROPRIATION 2) FROM RESPECTIVE FUNDS,
DEPARTMENTS AND CATEGORIES TO OTHER FUNDS,
DEPARTMENTS AND CATEGORIES PURSUANT TO O.R.C.
SECTION 5705.40 FOR THE FISCAL YEAR ENDING
DECEMBER 31, 2019 AS LISTED IN EXHIBIT "A"; AND
DECLARING AN EMERGENCY

WHEREAS, the City appropriates funds by fund, department, and category of personal services and other; and,

WHEREAS, transfer from one appropriation item to another is necessary to provide appropriations for current expenses of the City; **Now Therefore**,
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NAPOLEON, OHIO:

Section 1. That, pursuant to Section 5705.40 of the Ohio Revised Code, and this Ordinance, the Finance Director is hereby authorized and directed to transfer from one appropriation item to another, in the Fiscal Year ending December 31, 2019, as listed in Exhibit "A," attached hereto and made a part hereof.

Section 2. That, it is found and determined that all formal actions of this City Council concerning and relating to the adoption of this Ordinance were adopted in open meetings of this City Council, and that all deliberations of this City Council and any of its committees that resulted in such formal actions were in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code and the City's Revised Code of General Ordinances.

Section 3. That, if any other prior Ordinance or Resolution is found to be in conflict with this Ordinance, then the provisions of this Ordinance shall prevail. Further, if any portion of this Ordinance is found to be invalid for any reason, such decision shall not affect the validity of the remaining portions of this Ordinance or any part thereof.

Section 4. That, this Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health or safety of the City and its inhabitants, and for the further reason that this legislation must be in effect at the earliest possible time to assure the prompt and efficient conduct of the municipal operations related to public peace, health or safety of the City; therefore, provided it receives the required number of votes for passage as emergency legislation, it shall be in full force and effect immediately upon its passage; otherwise, it shall be in full force and effect at the earliest time permitted by law."

Section 3. That, Ordinance No. 040-19 is repealed in its entirety.

Section 4. That, the following amendments to Ordinance No. 047-19 are hereby made:

The Title of Ordinance No. 047-19 shall now read as follows:

A RESOLUTION AUTHORIZING THE FINANCE DIRECTOR TO TRANSFER CERTAIN FUND BALANCES (TRANSFER NO. 3 2) FROM RESPECTIVE FUNDS TO OTHER FUNDS PER SECTION 5705.14 ORC ON AN AS NEEDED BASIS IN FISCAL YEAR 2019, LISTED IN EXHIBIT "A"; AND DECLARING AN EMERGENCY

Section 1 of Ordinance No. 047-19 shall now read as follows: That, pursuant to Section 5705.14 of the ORC and this Resolution, the Finance Director is hereby authorized and directed to transfer monies, transfer number 3 2, among the various funds on an as needed basis in Fiscal Year 2019 as listed in Exhibit "A" attached hereto and made a part of this Resolution.

Section 5. That, the following amendments to Ordinance No. 048-19 are hereby made:

The Title of Ordinance No. 048-19 shall now read as follows: AN ORDINANCE SUPPLEMENTING THE ANNUAL APPROPRIATION MEASURE (SUPPLEMENT NO. 4 2) FOR THE YEAR 2019; AND DECLARING AN EMERGENCY

Section 1 of Ordinance No. 048-19 shall now read as follows: That, the annual appropriation measure passed in Ordinance No. 072-18 for the fiscal year ending December 31, 2019 shall be supplemented (Supplement No. 4 2) as provided in Exhibit "A" (one page), attached hereto and made a part hereof.

Section 6. That, the following amendments to Ordinance No. 049-19 are hereby made:

The Title of Ordinance No. 049-19 shall now read as follows: an Ordinance authorizing the expenditure of funds over twenty-five thousand dollars (\$25,000.00) and authorizing the City Manager to enter into a contract with Jones & Henry Engineers, Ltd. for the purpose of professional design services for the project known as the Wastewater Treatment Plant Phase I Improvement Project, which was not included in the 2019 appropriation budget, also authorizing supplementing the annual appropriation measure (Supplement No. 5 3) for the year 2019; and declaring an Emergency

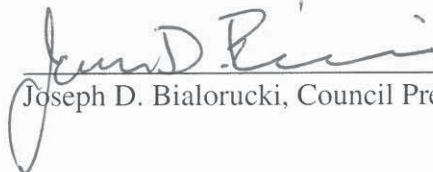
Section 3 of Ordinance No. 049-19 shall now read as follows: That, the annual appropriation measure passed in Ordinance No. 072-18 and supplemented by Ordinance No.(s) 028-19, ~~039-19~~, and 048-19, for the fiscal year ending December 31, 2019 shall be supplemented (Supplement No. 5 3) as provided in Exhibit A (one (1) page), attached hereto and made a part hereof.

Section 7. That, if any other prior Ordinance or Resolution is found to be in conflict with this Resolution, then the provisions of this Resolution shall prevail. Further, if any portion of this Resolution is found to be invalid for any reason, such decision shall not affect the validity of the remaining portions of this Resolution or any part thereof.

Section 8. That, it is found and determined that all formal actions of this City Council concerning and relating to the adoption of this Resolution were adopted in open meetings of this City Council, and that all deliberations of this City Council and any of its committees that resulted in such formal actions were in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code and the Codified Ordinances of Napoleon Ohio.

Section 9. That, this Resolution is declared to be an emergency measure necessary for the immediate preservation of the public peace, health or safety of the City and its inhabitants; therefore, provided it receives the required number of votes for passage as emergency legislation, it shall be in full force and effect immediately upon its passage; otherwise, it shall be in full force and effect at the earliest time permitted by law. Further, the Emergency Clause is necessary to file the appropriate certificates with the Henry County Auditor in a timely manner, and for further reasons as stated in the Preamble hereof.

Passed: October 7, 2019


Joseph D. Bialorucki, Council President

Approved: October 7, 2019



Jason P. Maassel, Mayor

VOTE ON PASSAGE 6 Yea 0 Nay 0 Abstain

Attest:



Roxanne Dietrich, interim Clerk of Council

I, Roxanne Dietrich, interim Clerk of Council of the City of Napoleon, do hereby certify that the foregoing Ordinance No. 056-19 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the 9th day of October, 2019; & I further certify the compliance with rules established in Chapter 103 of the Codified Ordinances of Napoleon Ohio and the laws of the State of Ohio pertaining to Public Meetings.



Roxanne Dietrich, interim Clerk of Council

2019 APPROPRIATION BUDGET - SUPPLEMENTAL BUDGET ADJUSTMENT BUDGET SUMMARY BY FUND, DEPARTMENT AND CATEGORY				
ORDINANCE No. 028-19, Passed 04/15/2019 AMENDED: ORDINANCE No. 056-19, Passed 09/03/2019 FUND/DEPARTMENT-1ST QUARTER ADJUSTMENTS	2019 SUPPLEMENTAL BUDGET ADJUSTMENT			2019 FUND
	PERSONAL			
	SERVICES	OTHER	TOTAL	TOTAL
100 GENERAL FUND				
2200 Fire/Safety Services	\$0	\$1,064.77	\$1,064.77	
- 2200 Fire/Safety Services - Brick & Brew 2019 Fire Reimbursement to replace six (6) buckets of F-500 used - 2018 Fire - \$1,064.77:				
Accounts - 100.2200.54240 Service Fees-Consultation Fees		\$1,064.77		
Total - 100 General Fund	\$0	\$1,064.77	\$1,064.77	\$1,064.77
	=====	=====	=====	
275 MUNICIPAL PROBATION SERVICE FUND				
1810 Municipal Court/Probation Department	\$0	\$53.35	\$53.35	\$53.35
	=====	=====	=====	
- 1810 Mun.Court/Prob.Dept. - Additional for Grant - did not get carried over into 2019, Grant to be Closed - \$53.35:				
Accounts - 275.1810.53390 Serv. Fee-Professional-Grant Bonus		\$53.35		
288 JUSTICE REINVESTMENT INCENTIVE GRANT FUND				
1810 Municipal Court/Probation Department	\$65.08	\$0	\$65.08	\$65.08
	=====	=====	=====	
- 1810 Mun.Court/Prob.Dept. - Additional for Grant - did not get carried over into 2019, Grant to be Closed - \$65.08:				
Accounts - 288.1810.51100 Salaries Non Bargaining		\$65.08		
503 ELECTRIC DEVELOPMENT FUND				
6110 Electric/Operation, Dist. System	\$0.00	\$95,260	\$95,260.00	\$95,260.00
	=====	=====	=====	
- 6110 Electri/Oper Dist Sys. - Additional amount needed for Solar Field Debt Pay Off - Building and Improvements - \$95,260:				
Accounts - 503.6110.57200 Building and Improvements		\$95,260.00		
* GRAND TOTAL - ALL FUNDS	\$65.08	\$96,378.12	\$96,443.20	\$96,443.20
	=====	=====	=====	=====

FISCAL YEAR ENDING 2019- TRANSFER OF APPROPRIATION (No. 2)

Ordinance Number: Original number 039-19; amended number 056-19
Passed: September 3, 2019

	<u>PERSONAL SERVICES</u>	<u>OTHER</u>	<u>Account Description</u>
<u>288 Justice Reinvestment Incentive Grant Fund</u>			
FROM : 288.1810.53300		(1,500.00)	Professional Services
TO : 288.1810.51100	1,285.00		Salary-Non-bargaining
288.1810.51500	190.00		PERS
288.1810.51700	25.00		Medicare-City Share
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Total Transfer of Appropriation	1,500.00	(1,500.00)	

2019 TRANSFER OF FUNDS - No. 2

Resolution No. 047-19
Passed August 5, 2019

Amended by Resolution No. 056-19
Passed September 3, 2019

FROM:

204.5100.54260

*County MV Lic. Perm. Tax Fund -Supplies Ice & Snow Control***TO:**

201.0000.49900

*State Highway Imp Fund -Transfers In***AMOUNT****\$11,070**

Purpose: To cover total cost of 2019 mowing charges

2019 APPROPRIATION BUDGET - SUPPLEMENTAL #2

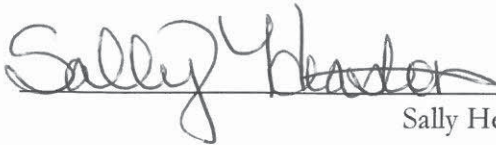
ORDINANCE No. 048-19, Passed August 5, 2019

Amended by Ordinance 056-19 Passed September 3, 2019

<u>2nd QUARTER BUDGET ADJUSTMENTS</u>	<u>PERSONAL SERVICES</u>	<u>OTHER</u>	<u>TOTAL</u>	<u>2019 FUND TOTAL</u>
<u>100 GENERAL FUND</u>				
100.1500.53810 Legal Advertising	\$0	\$8,000	\$8,000	
Total - 100 General Fund	\$0	\$8,000	\$8,000	\$8,000
	=====	=====	=====	
<u>201 STATE HIGHWAY IMP FUND</u>				
201.5100.53300 Service Fees-Professional -mowing costs	\$0	\$11,070	\$11,070	\$11,070
<u>220 RECREATION FUND</u>				
220.4400.59000 Shelter House Refund	\$0	\$5,250	\$5,250	\$5,250
<u>510 WATER REVENUE FUND</u>				
510.6200.53111 Utilities -Natural Gas-additional amount needed	\$0	\$10,500	\$10,500	\$10,500
TOTAL - ALL FUNDS	\$0.00	\$34,820.00	\$34,820.00	\$34,820.00
	=====	=====	=====	=====

STATE OF OHIO
COUNTY OF HENRY

Sally Heaston, being first duly sworn, states that she is the General Manager of The Bryan Publishing Company, owner of The Northwest Signal, a daily newspaper, published and of general circulation in the county of Henry aforesaid, and that the annexed notice was published in one issue in said paper, on the 9th day of October, 2019.



Sally Heaston

Subscribed and sworn to before me this
10th day of October, 2019



Beverly Griteman
Notary Public,
State of Ohio
My Commission Expires
February 13, 2021

Printer's Fee: \$97.20

Notary Fee: \$2.50

Summary of Ordinance No. 056-19

(PURSUANT TO ARTICLE II, SECTION 2.15 OF THE CITY CHARTER, CHAPTER 121 OF THE CODE OF ORDINANCES AND COUNCIL RULE 6.2.4.1, AS WELL AS APPLICABLE PROVISIONS OF ORC CHAPTER 731)

NOTICE

A copy of the complete text of the above named Ordinance(s) and Resolution(s) are on file in the office of the City Finance Director and may be viewed or obtained during business hours of 7:30 AM to 4:00 PM, Monday through Friday, at the office of the Finance Director, the location being 255 West Riverview Avenue, Napoleon, Ohio. A copy of all or part of the above named Ordinances and Resolutions, or any item mentioned in this notice, may be obtained from the City Finance Director upon the payment of a reasonable fee therefore.

Ordinance No. 056

A RESOLUTION AMENDING CERTAIN CITY FINANCE DEPARTMENT ORDINANCES, AS THEY PERTAIN TO FINANCIAL TRANSACTION LANGUAGE; AND DECLARING AN EMERGENCY

In this legislation, the City amended certain finance department Ordinances, pertaining to financial transaction language.

All of the above summaries are approved as to form and correctness by Billy D. Harmon, City Law Director